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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of : John Hindman et al.
Application No. : 09/827,509 Confirmation No. : 6107
Filed : April 5, 2001
For : SYSTEMS AND METHODS FOR PROVIDING THE
PROJECTED EFFECTS OF WAGERS ON
PARIMUTUEL POOLS
Group Art Unit : 3714
Examiner : Corbett B. Coburn

Mail Stop AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed September 13, 2005 in which the rejection of claims 1-62 was made final.

[] Applicants respectfully request an oral hearing before the Board of Appeals. The appropriate fee is submitted herewith.

[X] Applicants respectfully request a pre-appeal brief review. The request and arguments for the review are submitted concurrently herewith.

03/16/2006 DEMMANU1 00000002 061075 09827509

01 FC:1401 500.00 DA
02 FC:1253 570.00 DA

☒ Address all correspondence to:

James A. Leiz
Fish & Neave IP Group
Ropes & Gray LLP
1251 Avenue of the Americas
New York, New York 10020-1105
Tel.: (212) 596-9000

☐ A check in the amount of ☐ \$250.00 ☐ \$500.00 in payment of the ☐ appeal fee, ☐ appeal and oral hearing fees, is enclosed.

☒ Please charge ☐ \$250.00 ☒ \$500.00 in payment of the ☒ appeal fee, ☐ appeal and oral hearing fees, to Deposit Account No. 06-1075, Order No. 003043-0037.

☒ The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 003043-0037. A duplicate copy of this Notice of Appeal form is enclosed.

EXTENSION FEE

☒ The following extension is applicable to the Notice of Appeal filed herewith:

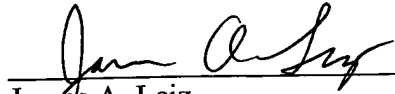
☒ Pursuant to 37 C.F.R. § 1.136(a), applicants hereby petition for a ☒ three-month extension of time to file a Notice of Appeal to the Office Action dated September 13, 2005. With the extension, the time for filing a Notice of Appeal is extended up to and including March 13, 2006. Applicants previously requested a two-month extension of time to the Office Action dated September 13, 2005 when filing the Reply to Final Office Action on February 10, 2006.

☐ A check in the amount of ☐ \$120.00; ☐ \$450.00; ☐ \$570.00; ☐ \$1,590.00; ☐ \$2,160.00 in payment of the extension fee is transmitted herewith.

☒ Please charge the ☒ \$570.00 extension fee to Deposit Account No. 06-1075, Order No. 003043-0037. (The extension fee is the difference between the two-month extension fee and the three-month extension fee). A duplicate copy of this Notice is transmitted herewith.

[X] The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 003043-0037. A duplicate copy of this Notice is transmitted herewith.

Respectfully submitted,



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